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SECOND REGULAR SESSION SIXTY-FIRST LEGISLATURE

THIRTY-THIRD LEGISLATIVE DAY FRIDAY, FEBRUARY 10, 2012

Senate Chamber

President Pro Tempore Hill called the Senate to order at 11 a m

Roll call showed all members present except Senators Hammond, Keough, and Malepeai, absent and formally excused by the Chair; and Senator Cameron, absent and excused.

Prayer was offered by Chaplain Keith Buhler.

The Pledge of Allegiance was led by Ben DeMordaunt, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 9, 2012, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator McGee, granted by unanimous consent, the Senate advanced to the Fifth Order of Business.

Petitions, Resolutions, and Memorials

SCR 117 BY AGRICULTURAL AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE DEPARTMENT OF AGRICULTURE RELATING TO RULES GOVERNING THE IMPORTATION OF ANIMALS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that a certain rule of the Department of Agriculture relating to Rules Governing the Importation of Animals is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-first Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 02.04.21, Department of Agriculture, Rules Governing the Importation of Animals, Section 600, Subsection

02, relating to Parasiticide, only, be, and the same is hereby rejected and declared null, void and of no force and effect.

SCR 118 BY COMMERCE AND HUMAN RESOURCES COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE DOCKET OF THE DIVISION OF BUILDING SAFETY RELATING TO RULES GOVERNING THE USE OF NATIONAL ELECTRICAL CODE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that a certain rule docket of the Division of Building Safety relating to Rules Governing the Use of National Electrical Code is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-first Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 07.01.06, Division of Building Safety, Rules Governing the Use of National Electrical Code, the entire rulemaking docket, adopted as a pending rule under Docket Number 07-0106-1101, be, and the same is hereby rejected and declared null, void and of no force and effect.

SCR 119 BY COMMERCE AND HUMAN RESOURCES COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE DEPARTMENT OF ADMINISTRATION RELATING TO RULES GOVERNING GROUP INSURANCE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that a certain rule of the Department of Administration relating to Rules Governing Group Insurance is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-first Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 38.03.01, Department of Administration, Rules Governing Group Insurance, Section 040, Subsection 02.a, only, adopted as a pending rule under Docket Number 38-0301-1101, be, and the same is hereby rejected and declared null, void and of no force and effect.

Senator Cameron was recorded present at this order of business.

SCR 117, SCR 118, and SCR 119 were introduced, read at length, and referred to the Judiciary and Rules Committee for printing.

The Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

February 10, 2012

The JUDICIARY AND RULES Committee reports that <u>S 1299</u>, <u>S 1300</u>, <u>S 1301</u>, <u>S 1302</u>, <u>S 1303</u>, <u>S 1304</u>, and <u>S 1305</u> have been correctly printed.

DARRINGTON, Chairman

 $\underline{\underline{S}}$ 1299 and $\underline{\underline{S}}$ 1301 were referred to the Education Committee.

S 1300 was referred to the Judiciary and Rules Committee.

<u>S 1302</u>, <u>S 1303</u>, and <u>S 1304</u> were referred to the Agricultural Affairs Committee.

<u>§ 1305</u> was referred to the Resources and Environment Committee.

On request by Senator Lodge, granted by unanimous consent, **S 1276** was recommitted to the Health and Welfare Committee.

February 9, 2012

The HEALTH AND WELFARE Committee reports out <u>S 1279</u> and <u>S 1281</u> with the recommendation that they do pass.

LODGE, Chairman

S 1279 and S 1281 were filed for second reading.

February 9, 2012

The AGRICULTURAL AFFAIRS Committee reports out H 412 with the recommendation that it do pass.

SIDDOWAY, Chairman

H 412 was filed for second reading.

February 9, 2012

The TRANSPORTATION Committee reports out <u>H 367</u> with the recommendation that it do pass.

HAMMOND, Chairman

H 367 was filed for second reading.

February 9, 2012

The TRANSPORTATION Committee reports out **S** 1231 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

HAMMOND, Chairman

There being no objection, <u>S</u> 1231 was referred to the Fourteenth Order of Business, General Calendar.

February 9, 2012

The COMMERCE AND HUMAN RESOURCES Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Mark Holubar to the Idaho Personnel Commission, term to expire July 1, 2017.

ANDREASON, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day. February 9, 2012

The COMMERCE AND HUMAN RESOURCES Committee reports out <u>§ 1268</u> with the recommendation that it do pass.

ANDREASON, Chairman

S 1268 was filed for second reading.

February 9, 2012

The LOCAL GOVERNMENT AND TAXATION Committee reports it has had under consideration the Gubernatorial appointments listed below and the Committee recommends that said appointments be confirmed by the Senate:

Linda Pike to the Board of Tax Appeals, term to expire June 30, 2014.

Richard W. Jackson to the State Tax Commission, term to expire April 1, 2017.

CORDER, Chairman

The Gubernatorial appointments were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 9, 2012

The HEALTH AND WELFARE Committee reports out $\underline{S\ 1277}$, $\underline{S\ 1278}$, and $\underline{S\ 1280}$ with the recommendation that they do pass.

LODGE, Chairman

S 1277, S 1278, and S 1280 were filed for second reading.

February 9, 2012

The EDUCATION Committee reports out \underline{H} 394 with the recommendation that it do pass.

GOEDDE, Chairman

H 394 was filed for second reading.

On request by Senator McGee, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

February 6, 2012

Dear Mr. President:

I transmit herewith H 418, which has passed the House.

ALEXANDER, Chief Clerk

H 418 was filed for first reading.

February 8, 2012

Dear Mr. President:

I transmit herewith H 391, which has passed the House.

ALEXANDER, Chief Clerk

H 391 was filed for first reading.

February 9, 2012

Dear Mr. President:

I transmit herewith **H** 426, which has passed the House.

ALEXANDER, Chief Clerk

H 426 was filed for first reading.

February 8, 2012

Dear Mr. President:

I transmit herewith Enrolled $\underline{\mathbf{H}}$ 364 for the signature of the President.

ALEXANDER, Chief Clerk

The President Pro Tempore signed Enrolled <u>H 364</u> and ordered it returned to the House.

February 9, 2012

Dear Mr. President:

I transmit herewith Enrolled $\underline{H\ 365}$ for the signature of the President.

ALEXANDER, Chief Clerk

The President Pro Tempore signed Enrolled <u>H 365</u> and ordered it returned to the House.

February 9, 2012

Dear Mr. President:

I return herewith S 1237, which has passed the House.

ALEXANDER, Chief Clerk

<u>§ 1237</u> was referred to the Judiciary and Rules Committee for enrolling.

February 10, 2012

Dear Mr. President:

I return herewith Enrolled <u>S</u> 1223, <u>S</u> 1257, <u>S</u> 1258, and <u>S</u> 1267, which have been signed by the Speaker.

ALEXANDER, Chief Clerk

Enrolled <u>S</u> 1223, <u>S</u> 1257, <u>S</u> 1258, and <u>S</u> 1267 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

On request by Senator McGee, granted by unanimous consent, the Senate went at ease and resolved itself into the Committee for the Lincoln Day Service.

LINCOLN DAY SERVICE

The Lincoln Day Program was presented to the members of the Senate with Co-chairman Senator Vick providing opening remarks. The Prayer was offered by Pastor Rick DeMichele, Senior Pastor, Treasure Valley Baptist Church and "God Bless the USA" was sung by Marie Stettler, Senate intern, Soda Springs, Idaho.

Former Lt. Governor David Leroy, Chairman of the Idaho Abraham Lincoln Bicentennial Commission, provided remarks honoring President Lincoln. Jane A. Wittmeyer offered a reading.

Closing remarks were provided by Co-chairman Senator Nuxoll. The Chairmen extended their gratitude to all who helped with the program including Pastor DeMichele, Marie Stettler, David Leroy, Marian Smith and Jane Wittmeyer, and the Lincoln Day Service was dissolved.

On request by Senator Lodge, granted by unanimous consent, the gubernatorial appointment of Michael D. Gibson to the Commission for the Blind and Visually Impaired was recommitted to the Health and Welfare Committee.

On request by Senator McGee, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

S 1306 BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO THE DIRECTORY OF NEW HIRES; AMENDING CHAPTER 16, TITLE 72, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 72-1608, IDAHO CODE, TO PROVIDE A CIVIL PENALTY FOR EMPLOYERS FAILING TO REPORT THE HIRING OR REHIRING OF EMPLOYEES TO THE DEPARTMENT OF LABOR.

S 1307 BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO SECURED TRANSACTIONS; AMENDING 28-9-102, IDAHO CODE, TO REVISE DEFINITIONS, TO DEFINE TERMS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 28-9-105, IDAHO CODE, TO REVISE CONTROL OF ELECTRONIC CHATTEL PAPER AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 28-9-307, IDAHO CODE, TO REVISE THE LOCATION **CERTAIN** REGISTERED ORGANIZATIONS: AMENDING SECTION 28-9-311, IDAHO CODE, TO REVISE AN EXCEPTION TO A FINANCING STATEMENT FILING REQUIREMENT AND TO MAKE TECHNICAL CORRECTIONS; **AMENDING SECTION** IDAHO CODE, TO PROVIDE FOR THE EFFECT ON A FILED FINANCING STATEMENT OF CHANGE IN GOVERNING LAW AND FOR THE EFFECT OF CHANGE IN GOVERNING LAW ON A FINANCING STATEMENT FILED AGAINST THE ORIGINAL DEBTOR AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 28-9-317, IDAHO CODE, TO REVISE TERMINOLOGY, TO REVISE WHEN CERTAIN PERSONS TAKE FREE OF A SECURITY INTEREST IN CERTAIN COLLATERAL AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 28-9-326, IDAHO CODE, TO REVISE WHEN A SECURITY INTEREST CREATED BY A NEW DEBTOR IS SUBORDINATED AND TO REVISE AN EXCEPTION; AMENDING SECTION 28-9-406, IDAHO CODE, TO REVISE THE APPLICATION OF CERTAIN TERMS RESTRICTING CERTAIN ASSIGNMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 28-9-408, IDAHO CODE, TO REVISE THE APPLICATION OF CERTAIN TERMS RESTRICTING CERTAIN ASSIGNMENTS; AMENDING SECTION 28-9-502, IDAHO CODE, TO REVISE WHEN THE RECORD OF A MORTGAGE IS EFFECTIVE AS A FINANCING STATEMENT AND TO MAKE A

TECHNICAL CORRECTION; AMENDING SECTION 28-9-503, IDAHO CODE, TO REVISE THE SUFFICIENCY OF THE DEBTOR'S NAME ON A FINANCING STATEMENT AND TO DEFINE A TERM; AMENDING SECTION 28-9-507, IDAHO CODE, TO REVISE THE EFFECT WHEN A DEBTOR'S NAME BECOMES INSUFFICIENT SO THAT THE FINANCING STATEMENT BECOMES SERIOUSLY MISLEADING AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 28-9-515, IDAHO CODE, TO PROVIDE FOR THE EFFECTIVENESS OF A FILED INITIAL FINANCING STATEMENT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 28-9-516, IDAHO CODE, TO REVISE GROUNDS FOR REFUSAL OF THE FILING OFFICE TO ACCEPT A FILING AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 28-9-516A, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE DUTIES OF A FILING OFFICER; AMENDING SECTION 28-9-518, IDAHO CODE, TO REVISE TERMINOLOGY AND TO PROVIDE FOR THE FILING AND THE CONTENTS OF AN INFORMATION STATEMENT; REPEALING SECTION 28-9-521, IDAHO CODE, RELATING TO UNIFORM FORM OF WRITTEN FINANCING STATEMENT AND AMENDMENT; AMENDING CHAPTER 9, TITLE 28, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 28-9-521, IDAHO CODE, TO PROVIDE FOR THE UNIFORM FORM OF WRITTEN FINANCING STATEMENT AND AMENDMENT; AMENDING SECTION 28-9-607, IDAHO CODE, TO REVISE THE CONTENTS OF A CERTAIN SECURED PARTY RECORDING AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 9, TITLE 28, IDAHO CODE, BY THE ADDITION OF A NEW PART 8, CHAPTER 9, TITLE 28, IDAHO CODE, TO PROVIDE A SAVINGS CLAUSE, TO PROVIDE FOR SECURITY INTEREST PERFECTED BEFORE THE ACT'S EFFECTIVE DATE, TO PROVIDE FOR SECURITY INTEREST UNPERFECTED BEFORE THE ACT'S EFFECTIVE DATE, TO PROVIDE FOR THE EFFECTIVENESS OF ACTION TAKEN BEFORE THE ACT'S EFFECTIVE DATE, TO PROVIDE FOR WHEN THE INITIAL FINANCING STATEMENT SUFFICES TO CONTINUE EFFECTIVENESS OF THE FINANCING STATEMENT, TO PROVIDE FOR AMENDMENT OF PRE-EFFECTIVE-DATE FINANCING STATEMENT, TO PROVIDE FOR PERSONS ENTITLED TO FILE AN INITIAL FINANCING STATEMENT OR CONTINUATION STATEMENT AND TO PROVIDE FOR PRIORITY; AMENDING SECTION 28-12-103, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

S 1308 BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO TEACHERS; AMENDING SECTION 33-1217, IDAHO CODE, TO REVISE PROVISIONS RELATING TO SICK LEAVE RIGHTS.

S 1309 BY HEALTH AND WELFARE COMMITTEE AN ACT

RELATING TO RETAIL SALES OF PSEUDOEPHEDRINE PRODUCTS; AMENDING SECTION 37-3303, IDAHO CODE, TO REVISE PROVISIONS RELATING TO MAXIMUM QUANTITIES OF PSEUDOEPHEDRINE THAT CAN BE

PURCHASED, TO PROVIDE THAT RETAILERS SHALL USE AN ELECTRONIC TRACKING SYSTEM IN THE SALE OF PSEUDOEPHEDRINE PRODUCTS, TO PROVIDE EXEMPTIONS FOR RETAILERS AND TO DEFINE A TERM; AMENDING CHAPTER 33, TITLE 37, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 37-3303A, IDAHO CODE, TO PROVIDE FOR AN ELECTRONIC TRACKING SYSTEM FOR PSEUDOEPHEDRINE SALES, TO PROVIDE FOR REQUIRED INFORMATION, TO PROVIDE FOR THE USE OF RECORDS GATHERED, TO AUTHORIZE THE BOARD OF PHARMACY TO PROMULGATE AND ENFORCE RULES AND TO LIMIT THE LIABILITY OF RETAILERS.

S 1310 BY TRANSPORTATION COMMITTEE

AN ACT

RELATING TO THE IDAHO TRANSPORTATION DEPARTMENT; REPEALING SECTION 40-514, IDAHO CODE, RELATING TO THE PUBLIC TRANSPORTATION SERVICES ADVISORY COUNCIL AND INTERAGENCY WORKING GROUP; AND AMENDING CHAPTER 5, TITLE 40, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 40-514, IDAHO CODE, TO CREATE THE IDAHO MOBILITY COUNCIL, TO PROVIDE THE DUTIES AND RESPONSIBILITIES OF SUCH COUNCIL, TO GRANT SUCH COUNCIL THE AUTHORITY TO CONVENE SUBCOMMITTEES AND TO PROVIDE MEETING REQUIREMENTS.

S 1311 BY TRANSPORTATION COMMITTEE

AN ACT

RELATING TO MOTOR VEHICLES; AMENDING SECTION 49-121, IDAHO CODE, TO DEFINE A TERM; AMENDING SECTION 49-236, IDAHO CODE, TO PROVIDE AN ENHANCED PENALTY; AND AMENDING SECTION 49-529, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE.

S 1312 BY TRANSPORTATION COMMITTEE

AN ACT

RELATING TO MOTOR VEHICLES; AMENDING SECTION 49-426, IDAHO CODE, TO PROVIDE THAT SPECIFIED OPERATING FEES SHALL NOT APPLY TO CERTAIN CONSTRUCTION EQUIPMENT, FORESTRY EQUIPMENT AND LAWN AND GROUNDS EQUIPMENT.

S 1313 BY TRANSPORTATION COMMITTEE

AN ACT

RELATING TO HAZARDOUS WASTE; AMENDING SECTION 39-4432, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE DISTRIBUTION OF CERTAIN REVENUES, TO ESTABLISH PROVISIONS RELATING TO REMITTANCE TO THE TREASURER OF A HIGHWAY DISTRICT, TO PROVIDE FOR USE OF MONEYS, TO ESTABLISH PROVISIONS RELATING TO REMITTANCE TO THE STATE HIGHWAY ACCOUNT AND TO PROVIDE FOR USE OF MONEYS.

S 1314 BY EDUCATION COMMITTEE

AN ACT

RELATING TO THE PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS; AMENDING SECTION 33-5004, IDAHO CODE, TO REVISE PROVISIONS AND ESTABLISH ADDITIONAL PROVISIONS RELATING TO CERTAIN GIFT INSTRUMENTS.

S 1315 BY LOCAL GOVERNMENT AND TAXATION COMMITTEE

AN ACT

RELATING TO PROPERTY TAXES; AMENDING SECTION 63-1003, IDAHO CODE, TO PROVIDE THAT DELINQUENCIES ON PERSONAL PROPERTY TAXES SHALL BE FIRST AND PRIOR, PERPETUAL LIENS ON SPECIFIED PROPERTY, EXCEPT AS TO ANY VALID PURCHASE MONEY SECURITY INTEREST IN THE PROPERTY OR AS OTHERWISE PROVIDED BY LAW.

S 1316 BY LOCAL GOVERNMENT AND TAXATION COMMITTEE

AN ACT

RELATING TO PUBLIC FUNDS; AMENDING CHAPTER 1, TITLE 57, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 57-127B, IDAHO CODE, TO AUTHORIZE TREASURERS FOR PUBLIC HOSPITAL DISTRICTS AND TREASURERS FOR COUNTY HOSPITALS TO INVEST FUNDS GENERATED FROM OPERATIONAL REVENUES IN CERTAIN INVESTMENTS AND TO PROVIDE THAT SUCH AUTHORIZATION SHALL NOT BE CONSTRUED TO ENLARGE OR EXPAND POWERS OF TREASURERS FOR PUBLIC HOSPITAL DISTRICTS OR COUNTY HOSPITALS TO INVEST FUNDS GENERATED THROUGH AD VALOREM TAXES, ASSESSMENTS OR LEVIES OUTSIDE THE SCOPE OF INVESTMENTS ENUMERATED IN SPECIFIED LAW.

- § 1306, § 1307, § 1308, § 1309, § 1310, § 1311, § 1312, § 1313, § 1314, § 1315, and § 1316 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.
- <u>H</u> 418, by Commerce and Human Resources Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.
- <u>H 391</u>, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.
- <u>H</u> 426, by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

- <u>S 1236</u> and <u>S 1259</u>, by Agricultural Affairs Committee, were read the second time at length and filed for third reading.
- <u>S 1214</u>, <u>S 1263</u>, and <u>S 1272</u>, by Judiciary and Rules Committee, were read the second time at length and filed for third reading.
- **SJR 104**, by Resources and Environment Committee, was read the second time at length and filed for third reading.

- <u>H 383</u> and <u>H 385</u>, by Education Committee, were read the second time at length and filed for third reading.
- <u>H</u> <u>404</u>, as amended in the Senate, by State Affairs Committee, was read the second time at length and filed for third reading.
- <u>H</u> 358, as amended in the Senate, by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

On request by Senator McGee, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator McGee, seconded by Senator Stennett, by voice vote, the Senate adjourned at 12:05 p.m. until the hour of 10:30 a.m., Monday, February 13, 2012.

BRENT HILL, President Pro Tempore

Attest: JENNIFER NOVAK, Secretary